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 PATENT & TRADEMARKS

TRANSMITTAL LETTER			Case No. 1391/1560
Serial No. 624,953	Filing Date July 21, 2003	Examiner Unassigned	Group Art Unit Unassigned
Inventor(s) Castro et al.			
Title of Invention ENCAPSULATED FLAVORS AND CHEWING GUM USING SAME			

TO THE COMMISSIONER FOR PATENTS

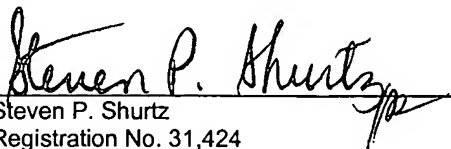
Transmitted herewith is: Information Disclosure Statement; PTO Form 1449; Copies of cited reference A23-A31; Postcard receipt.

- ☐ Small entity status of this application under 37 CFR § 1.27 has been established by verified statement previously submitted.  
☐ A verified statement to establish small entity status under 37 CFR §§ 1.9 and 1.27 is enclosed.  
☐ Petition for a \_\_\_\_\_ month extension of time.  
☒ No additional fee is required.  
☐ The fee has been calculated as shown below:

					Small Entity		or	Other Than Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee		Rate	Add'l Fee
Total		Minus			x \$9=			x \$18=	
Indep.		Minus			x 43=			x \$86=	
First Presentation of Multiple Dep. Claim					+\$145 =			+ \$290=	
					Total add'l fee	\$		total add'l fee	\$

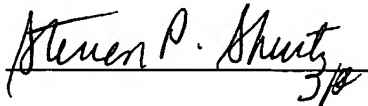
- ☐ Please charge Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE) in the amount of \$\_\_\_\_\_. A duplicate copy of this sheet is enclosed.  
☐ A check in the amount of \$\_\_\_\_\_ to cover the filing fee is enclosed.  
☒ The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this communication or credit any overpayment to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.  
☒ I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

  
 Steven P. Shurtz  
 Registration No. 31,424  
 Attorney for Applicants

BRINKS HOFER GILSON & LIONE  
 P.O. BOX 10395  
 CHICAGO, ILLINOIS 60610 - (312) 321-4200

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450, on December 17, 2003.

Date: 12/17/03      Signature: 

**TRANSMITTAL LETTER**

Serial No. 10/624,953			Filing Date July 21, 2003	Examiner Unassigned	Case No. 1391/1560
Inventor(s) Castro et al.					
Title of Invention ENCAPSULATED FLAVORS AND CHEWING GUM USING SAME					

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First Presentation of Multiple Dep. Claim					+ \$145 =		+ \$290=	
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Date: 12/17/03 Signature: Steven P. Shurtz



# CERTIFICATE OF MAILING

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12/17/03

Date of Deposit

Steven P. Shurtz, Reg. No. 31,424

Name of Applicant, Assignee or  
Registered Representative

Steven P. Shurtz

Signature

12/17/03

Date of Signature

Our Case No.: 1391/1560

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Castro et al.

Serial No.: 10/624,953

Filing Date: July 21, 2003

For: ENCAPSULATED FLAVORS AND  
CHEWING GUM USING SAME

Examiner: Unassigned

Group Art Unit No.: Unassigned

## INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
Alexandria, VA 22313-1450

Dear Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Information Disclosure Statement be entered and the documents listed below and on the attached Form PTO-1449 be considered by the Examiner and made of record. In accordance with 1276 O.G. 55, copies of U.S. patent documents are

not included. Otherwise copies of the listed documents required by 37 C.F.R.

§ 1.98(a)(2) are enclosed for the convenience of the Examiner.

The references now cited are the following:

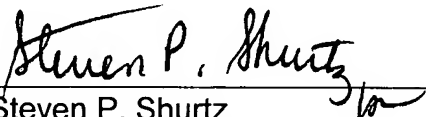
U.S. Patent Documents		
No.	Date	Name
4,532,145	07/30/85	Saleeb et al.
4,610,890	09/09/86	Miller et al.
4,707,367	11/17/87	Miller et al.
4,820,534	04/11/89	Saleeb et al.
5,035,896	07/30/91	Apfel et al.
5,087,461	02/11/92	Levine et al.
5,124,162	06/23/92	Bošković et al.
5,273,771	12/28/93	Rapaille et al.
5,478,569	12/26/95	Berneis et al.
5,506,353	04/09/96	Subramaniam
5,603,952	02/18/97	Soper
5,603,971	02/18/97	Porzio et al.
5,786,017	07/28/98	Blake et al.
5,897,897	04/27/99	Porzio et al.
5,952,019	09/14/99	Yatka et al.
6,077,540	06/20/00	Daher et al.
6,150,086	11/21/00	Boyle et al.
6,187,351 B1	02/13/01	Porzio et al.
6,235,274 B1	05/22/01	Lou et al.
6,251,478 B1	06/26/01	Pacifico et al.
6,274,162 B1	08/14/01	Steffenino et al.
6,416,799 B1	07/09/02	Porzio et al.
FOREIGN PATENT DOCUMENTS		
DOCUMENT NUMBER <small>Number-Kind Code (if known)</small>	DATE	COUNTRY
EP 0 426 428 A1	05/08/91	EPO
EP 0 528 466 B1	04/26/95	EPO
EP 0 550 067 A1	07/07/93	EPO
WO 01/35764 A1	05/25/01	PCT
WO 96/20612	07/11/96	PCT
01-186858	07/10/01	Japan
OTHER ART		
Material Safety Data sheet for Norland Fish Gelatin, Norland Products Incorporated, 2 pages, April 5, 2001.		
Specification sheet, 53000 Valspray A, Valmar, Z.I. St. Mitre, Aubagne, France, 1 page, July 2001.		
Product brochure for Gum Acacia, Valmar, Z.I. St. Mitre, Aubagne, France, 5 pages, undated but prior to July 23, 2002.		



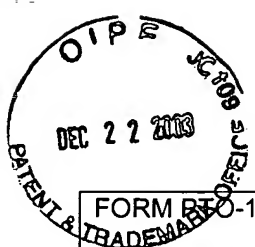
This Information Disclosure Statement is being filed prior to the receipt of the first Official Action reflecting an examination on the merits and hence is believed to be timely filed in accordance with 37 C.F.R. § 1.97(b). No fees are believed to be due in connection with filing of this Information Disclosure Statement. However, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to these materials, the Commissioner is hereby authorized to deduct said fees from Brinks Hofer Gilson & Lione Deposit Account No. 23-1925. A duplicate copy of this document is enclosed.

Each of the cited references except one is printed in English, and for that reference an English language translation is being provided. Applicants respectfully request that the listed documents be made of record in the present case.

Respectfully submitted,

  
Steven P. Shurtz  
Registration No. 31,424  
Attorney for Applicants

BRINKS HOFER GILSON & LIONE  
P.O. Box 10395  
Chicago, IL 60610  
(312) 321-4200  
Direct Dial: (801) 444-3933



FORM PTO-1449	SERIAL NO. 10/624,953	CASE NO. 1391/1560
<b>LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT</b>	FILING DATE July 21, 2003	GROUP ART UNIT Unassigned
(use several sheets if necessary)	APPLICANT(S): Castro et al.	

# REFERENCE DESIGNATION - U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER <small>Number-Kind Code (if known)</small>	DATE	NAME	CLASS/ SUBCLASS	FILING DATE
	A1	4,532,145	07/30/85	Saleeb et al.		
	A2	4,610,890	09/09/86	Miller et al.		
	A3	4,707,367	11/17/87	Miller et al.		
	A4	4,820,534	04/11/89	Saleeb et al.		
	A5	5,035,896	07/30/91	Apfel et al.		
	A6	5,087,461	02/11/92	Levine et al.		
	A7	5,124,162	06/23/92	Bošković et al.		
	A8	5,273,771	12/28/93	Rapaille et al.		
	A9	5,478,569	12/26/95	Berneis et al.		
	A10	5,506,353	04/09/96	Subramaniam		
	A11	5,603,952	02/18/97	Soper		
	A12	5,603,971	02/18/97	Porzio et al.		
	A13	5,786,017	07/28/98	Blake et al.		
	A14	5,897,897	04/27/99	Porzio et al.		
	A15	5,952,019	09/14/99	Yatka et al.		
	A16	6,077,540	06/20/00	Daher et al.		
	A17	6,150,086	11/21/00	Boyle et al.		
	A18	6,187,351 B1	02/13/01	Porzio et al.		
	A19	6,235,274 B1	05/22/01	Lou et al.		
	A20	6,251,478 B1	06/26/01	Pacifico et al.		
	A21	6,274,162 B1	08/14/01	Steffenino et al.		
	A22	6,416,799 B1	07/09/02	Porzio et al.		

# FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER <small>Number-Kind Code (if known)</small>	DATE	COUNTRY	CLASS/ SUBCLASS	TRANSLATION YES OR NO
	A23	EP 0 426 428 A1	05/08/91	EPO		
	A24	EP 0 528 466 B1	04/26/95	EPO		
	A25	EP 0 550 067 A1	07/07/93	EPO		
	A26	WO 01/35764 A1	05/25/01	PCT		
	A27	WO 96/20612	07/11/96	PCT		
	A28	01-186858	07/10/01	Japan		Yes

EXAMINER INITIAL	OTHER ART - NON PATENT LITERATURE DOCUMENTS <small>(Include name of author, title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date page(s), volume-issue number(s), publisher, city and/or country where published.</small>
EXAMINER	DATE CONSIDERED

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

FORM PTO-1449	SERIAL NO. 10/624,953	CASE NO. 1391/1560
LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT (use several sheets if necessary)	FILING DATE July 21, 2003	GROUP ART UNIT Unassigned
APPLICANT(S): Castro et al.		

EXAMINER INITIAL	OTHER ART – NON PATENT LITERATURE DOCUMENTS (Include name of author, title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date page(s), volume-issue number(s), publisher, city and/or country where published.	
	A29	Material Safety Data sheet for Norland Fish Gelatin, Norland Products Incorporated, 2 pages, April 5, 2001.
	A30	Specification sheet, 53000 Valspray A, Valmar, Z.I. St. Mitre, Aubagne, France, 1 page, July 2001.
	A31	Product brochure for Gum Acacia, Valmar, Z.I. St. Mitre, Aubagne, France, 5 pages, undated but prior to July 23, 2002.

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